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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ERICK BERG,

Plaintiff,

-against-

CAPITAL ONE FINANCIAL CORP.,
AETNA LIFE INSURANCE COMPANY, and
CAPITAL ONE SHORT TERM MANAGED
INCOME PROTECTION BENEFITS PLAN

Defendants.

Case No. 13-CV-2694

STIPULATION EXTENDING
DEFENDANT CAPITAL ONE N.A.'s
TIME TO ANSWER COMPLAINT

Plaintiff, Erick Berg, and Defendant, Capital One N.A. (incorrectly named in the complaint as Capital One Financial Corp), by and through their undersigned attorneys, hereby stipulate and agree that Defendant Capital One N.A.'s time to answer, move or otherwise respond to Plaintiff's Complaint shall be extended to and including June 28, 2013. Defendant Capital One waives jurisdictional defenses related to improper service of process.

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ATTORNEYS FOR DEFENDANT
CAPITAL ONE N.A.

ATTORNEYS FOR PLAINTIFF

SO ORDERED:



U.S.D.J.
6-12-13 am